

Lions Clubs International Century of Service Commemorative Coin Act, which is scheduled for Floor consideration under suspension of the rules on Wednesday, August 1, 2012.

I wish to confirm our mutual understanding on this bill. As you know, section 7 of the bill establishes a surcharge for the sale of commemorative coins that are minted under the bill. I acknowledge your committee's jurisdictional interest in such surcharges as revenue matters and appreciate your willingness to forgo action by the Committee on Ways and Means on H.R. 2139 in order to allow the bill to come to the Floor expeditiously. Also, I agree that your decision to forgo further action on this bill will not prejudice the Committee on Ways and Means with respect to its jurisdictional prerogatives on this or similar legislation. Therefore, I would support your request for conferees on those provisions within your jurisdiction should this bill be the subject of a House-Senate conference.

I will include this exchange of letters in the Congressional Record when this bill is considered by the House. Thank you again for your assistance and if you should need anything further, please do not hesitate to contact Natalie McGarry of my staff at 202-225-7502.

Sincerely,

SPENCER BACHUS,
Chairman.

U.S. HOUSE OF REPRESENTATIVES,
COMMITTEE ON FINANCIAL SERVICES,
Washington, DC, August 1, 2012.

Hon. DAVE CAMP,

Chairman, Committee on Ways and Means, U.S. House of Representatives, Washington, DC.

DEAR CHAIRMAN CAMP: I am writing in response to your letter regarding H.R. 2139, Lions Clubs International Century of Service Commemorative Coin Act, which is scheduled for Floor consideration under suspension of the rules on Wednesday, August 1, 2012.

I wish to confirm our mutual understanding on this bill. As you know, section 7 of the bill establishes a surcharge for the sale of commemorative coins that are minted under the bill. I acknowledge your committee's jurisdictional interest in such surcharges as revenue matters and appreciate your willingness to forego action by the Committee on Ways and Means on H.R. 2139 in order to allow the bill to come to the Floor expeditiously. Also, I agree that your decision to forego further action on this bill will not prejudice the Committee on Ways and Means with respect to its jurisdictional prerogatives on this or similar legislation. Therefore, I would support your request for conferees on those provisions within your jurisdiction should this bill be the subject of a House-Senate conference.

I will include this exchange of letters in the Congressional Record when this bill is considered by the House. Thank you again for your assistance and if you should need anything further, please do not hesitate to contact Natalie McGarry of my staff at 202-225-7502.

Sincerely,

SPENCER BACHUS,
Chairman.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Illinois (Mr. DOLD) that the House suspend the rules and pass the bill, H.R. 2139, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. DOLD. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

REVISING AUTHORITY OF LIBRARIAN OF CONGRESS TO ACCEPT GIFTS AND BEQUESTS

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 6122) to revise the authority of the Librarian of Congress to accept gifts and bequests on behalf of the Library, and for other purposes.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 6122

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. AUTHORITY OF LIBRARIAN OF CONGRESS TO ACCEPT GIFTS AND BEQUESTS.

(a) EXPANDING TYPES OF GIFTS THAT MAY BE ACCEPTED.—The first undesignated paragraph of section 4 of the Act entitled “An Act to create a Library of Congress Trust Fund Board, and for other purposes”, approved March 3, 1925 (2 U.S.C. 160), is amended—

(1) in the first sentence, by striking “in the name of the United States” and all that follows and inserting the following: “in the name of the United States and in the interest of the Library, its collections, or its service, gifts or bequests of money for immediate disbursement, personal property valued at \$25,000 or less, nonpersonal services, or voluntary and uncompensated personal services.”;

(2) in the second sentence, by inserting “of money” after “bequests”; and

(3) in the third sentence, by striking “enter them” and inserting “enter the gift, bequest, or proceeds”.

(b) TREATMENT OF GIFTS OF SECURITIES.—The first undesignated paragraph of section 4 of such Act (2 U.S.C. 160) is amended by inserting after the first sentence the following new sentence: “In the case of a gift of securities, the Librarian shall sell the gift and provide the donor with a receipt from the proceeds of the sale.”.

(c) PUBLIC REPORT ON ACCEPTED GIFTS.—Section 4 of such Act (2 U.S.C. 160) is amended—

(1) in the first sentence of the first undesignated paragraph, by striking “Nothing” and inserting “(a) ACCEPTANCE AND DISBURSEMENT OF GIFTS.—Nothing”; and

(2) by adding at the end the following new subsection:

“(b) PUBLIC REPORT ON ACCEPTED GIFTS.—In each Annual Report of the Library of Congress, the Librarian of Congress shall include a description of each gift or bequest accepted under this section during the year involved which is valued at \$1,000 or more.”.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. DANIEL E. LUNGREN) and the gentleman from Pennsylvania (Mr. BRADY) each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. DANIEL E. LUNGREN of California. I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. DANIEL E. LUNGREN of California. I yield myself such time as I may consume.

Mr. Speaker, I rise today in support of H.R. 6122 to revise the authority of the Librarian of Congress to accept gifts and bequests on behalf of the Library, and for other purposes. This bill simply authorizes the Librarian of Congress to accept nonmonetary gifts of securities, personal property valued at \$25,000 or less, and voluntary and uncompensated personal services. The Librarian is required to disclose a description of each gift or bequest valued at \$1,000 or more in the Annual Report of the Library of Congress.

Over its history, the Library has been offered various types of donations that it has not had authority to accept. These would include donations of IT equipment, audiovisual equipment, and volunteer services outside of the American Folklife Center or the Center for the Book. While the Library is currently authorized to accept monetary gifts, this bill authorizes benevolent individuals to give back to the Library in other ways that would be beneficial to the Library's mission and therefore to this Congress and to the United States.

I would urge all my colleagues to support H.R. 6122, and I reserve the balance of my time.

Mr. BRADY of Pennsylvania. I yield myself such time as I may consume.

Mr. Speaker, I rise in support of legislation to authorize the Library of Congress to accept certain gifts on behalf of the Library. Expanding the Librarian's authority to accept gifts other than money is in the best interests of the Library. Occasionally, the Library is offered gifts that would be beneficial but which the Librarian cannot today accept, such as voluntary personal services or vintage equipment needed to play old movies or audio recordings.

Further, the bill authorizes the Librarian to accept gifts of marketable securities for immediate disbursement and other personal property valued at \$25,000 or less. In this budgetary era, authority to accept and make good use of such donations will serve the Library well.

Mr. Chairman, I yield back the balance of my time.

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, I would ask all Members to support this bill, and I yield back the balance of my time.

The SPEAKER pro tempore (Mr. HARRIS). The question is on the motion offered by the gentleman from California (Mr. DANIEL E. LUNGREN) that the House suspend the rules and pass the bill, H.R. 6122.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the ayes have it.

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

□ 1700

DESIGNATION OF INDIVIDUAL AUTHORIZED TO MAKE CAMPAIGN COMMITTEE DISBURSEMENTS IN EVENT OF DEATH OF CANDIDATE

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 406) to amend the Federal Election Campaign Act of 1971 to permit candidates for election for Federal office to designate an individual who will be authorized to disburse funds of the authorized campaign committees of the candidate in the event of the death of the candidate.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 406

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. DESIGNATION OF INDIVIDUAL AUTHORIZED TO MAKE CAMPAIGN COMMITTEE DISBURSEMENTS IN EVENT OF DEATH OF CANDIDATE.

(a) IN GENERAL.—Section 302 of the Federal Election Campaign Act of 1971 (2 U.S.C. 432) is amended by adding at the end the following new subsection:

“(j)(1) Each candidate may, with respect to each authorized committee of the candidate, designate an individual who shall be responsible for disbursing funds in the accounts of the committee in the event of the death of the candidate, and may also designate another individual to carry out the responsibilities of the designated individual under this subsection in the event of the death or incapacity of the designated individual or the unwillingness of the designated individual to carry out the responsibilities.

“(2) In order to designate an individual under this subsection, the candidate shall file with the Commission a signed written statement (in a standardized form developed by the Commission) that contains the name and address of the individual and the name of the authorized committee for which the designation shall apply, and that may contain the candidate's instructions regarding the disbursement of the funds involved by the individual. At any time after filing the statement, the candidate may revoke the designation of an individual by filing with the Commission a signed written statement of revocation (in a standardized form developed by the Commission).

“(3) Upon the death of a candidate who has designated an individual for purposes of paragraph (1), funds in the accounts of each authorized committee of the candidate may be disbursed only under the direction and in accordance with the instructions of such individual, subject to the terms and conditions applicable to the disbursement of such funds under this Act or any other applicable Federal or State law (other than any provision of State law which authorizes any person other than such individual to direct the disbursement of such funds).

“(4) Nothing in paragraph (3) may be construed to grant any authority to an individual who is designated pursuant to this subsection other than the authority to direct the disbursement of funds as provided in

such paragraph, or may be construed to affect the responsibility of the treasurer of an authorized committee for which funds are disbursed in accordance with such paragraph to file reports of the disbursements of such funds under section 304(a).”

(b) INCLUSION OF DESIGNATION IN STATEMENT OF ORGANIZATION OF COMMITTEE.—Section 303(b) of the Federal Election Campaign Act of 1971 (2 U.S.C. 433(b)) is amended—

(1) in paragraph (5), by striking “and” at the end;

(2) in paragraph (6), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following new paragraph:

“(7) in the case of an authorized committee of a candidate who has designated an individual under section 302(j) (including a second individual designated to carry out the responsibilities of that individual under such section in the event of that individual's death or incapacity or unwillingness to carry out the responsibilities) to disburse funds from the accounts of the committee in the event of the death of the candidate, a copy of the statement filed by the candidate with the Commission under such section (as well as a copy of any subsequent statement of revocation filed by the candidate with the Commission under such section).”

SEC. 2. EFFECTIVE DATE.

The amendments made by this Act shall apply with respect to authorized campaign committees which are designated under section 302(e)(1) of the Federal Election Campaign Act of 1971 before, on, or after the date of the enactment of this Act.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. DANIEL E. LUNGREN) and the gentleman from Pennsylvania (Mr. BRADY) each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks on this bill.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, this legislation was introduced by our colleague, Congressman WALTER JONES. It simply amends the Federal Elections Campaign Act of 1971 to permit candidates for election for Federal office to designate an individual who would be authorized to disburse campaign funds in the event of the death of the candidate.

Every private citizen who decides to become a candidate for public office is driven by issues that inspire and motivate them to want to serve. Often those issues outlive the individuals who champion their ideals.

This bill will ensure that every Federal candidate will have the opportunity to appoint a trusted individual to distribute campaign funds in the event they die.

I urge my colleagues to support H.R. 406, and I reserve the balance of my time.

Mr. BRADY of Pennsylvania. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I support this bill to allow a candidate for Federal office to designate someone to disburse his or her unspent campaign funds in the event of the candidate's death. Under this bill, a Federal candidate could designate another person by filing the appropriate form with the FEC and could revoke or change the designation at any time.

The bill allows the candidate to designate a second individual to carry out the duties and wishes of the candidate, within the limits of the law, should the first designee die or become unable to perform these duties. H.R. 406 further allows candidates to provide instructions for distribution of campaign funds as allowed by law.

H.R. 406 is designed to help campaign treasurers facing conflicting State laws in cases where Federal candidates die leaving unspent balances in their campaign treasuries, which happens from time to time. This measure offers a commonsense improvement to the Federal Election Campaign Act to deal with this situation.

The House has passed similar legislation before, and I urge our Members to support it again. I pledge to my friend, Mr. JONES from North Carolina, that I will do whatever I can in my power, and I know my chairman will, too, to make sure the Senate does take this up so we can pass it into law.

I yield back the balance of my time.

Mr. DANIEL E. LUNGREN of California. Mr. Speaker, at this time, I would yield 4 minutes to the gentleman from North Carolina (Mr. JONES), a distinguished member on the Committee on Armed Services and the Committee on Financial Services.

Mr. JONES. Thank you, Mr. Chairman and Ranking Member BRADY. I want to thank you all for bringing this bill back to the floor of the House.

This came to my attention—I would not have had any idea that if a candidate or an incumbent running as a candidate would die in office that their family would not decide how to disburse the money. It would go back to the treasurer of the campaign. And in cases, many times, that is probably what the family would want anyway.

But what I found out with my own father who served here 26 years, and he died in office, was that it does create a problem. If the family has the authority to make the recommendation as to how to disburse the proceeds, it just makes for a very satisfactory time in a very difficult time when a family member dies.

So to Mr. LUNGREN and Mr. BRADY, thank you very much for bringing this bill to the floor of the House again. All this is is a simple change so that the candidate for Federal office can determine that he would like to have or she would like to have a person other than the treasurer to disburse the funds.

If we pass this bill today, I want to ask my friend, Mr. BRADY, to help me